



Entered on Docket  
July 10, 2006

*Bruce A. Markell*

Hon. Bruce A. Markell  
United States Bankruptcy Judge

Annette W. Jarvis, Utah Bar No. 1649  
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and

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Attorneys for Debtors and Debtors-in-Possession

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,  
Debtor.

In re:  
USA CAPITAL FIRST TRUST DEED FUND, LLC,  
Debtor.

In re:  
USA SECURITIES, LLC,  
Debtor.

Case No. BK-S-06-10725 LBR  
Case No. BK-S-06-10726 LBR  
Case No. BK-S-06-10727 LBR  
Case No. BK-S-06-10728 LBR  
Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under  
Case No. BK-S-06-10725 LBR

1 Affects:

- 2 ☒ All Debtors  
 3 ☐ USA Commercial Mortgage Company  
 4 ☐ USA Securities, LLC  
 5 ☐ USA Capital Realty Advisors, LLC  
 6 ☐ USA Capital Diversified Trust Deed Fund, LLC  
 7 ☐ USA First Trust Deed Fund, LLC

8  
 9 **STIPULATION AND ORDER CONTINUING HEARING ON DEBTORS' APPLICATION**  
 10 **FOR ADMINISTRATIVE ORDER ESTABLISHING PROCEDURES FOR INTERIM**  
 11 **COMPENSATION AND REIMBURSEMENT OF EXPENSES OF PROFESSIONALS**  
 12 **AND EXTENDING TIME TO FILE RESPONSIVE PLEADINGS (AFFECTS ALL DEBTORS)**  
 13

14 IT IS HEREBY STIPULATED and AGREED by and between USA Commercial Mortgage  
 15 Company, USA Securities, LLC, USA Capital Realty Advisors, LLC, USA Capital Diversified Trust Deed  
 16 Fund, LLC, and USA Capital Trust Deed Fund, LLC (collectively, the "Debtors") by and through their  
 17 attorneys, the law firm of Schwartz & McPherson and Ray Quinney & Nebeker; the Official Committee  
 18 of Holders of Executory Contract Rights through USA Commercial Mortgage Company by and through its  
 19 attorneys, Gordon & Silver, Ltd.; the Official Unsecured Creditors Committee by and through its counsel,  
 20 Lewis and Roca, LLP; the Official Committee of Equity Security Holders of USA First Trust Deed Fund,  
 21 LLC by and through its counsel, Stutman, Treister & Glatt, L.P. and Shea & Carlyon, Ltd.; the Official  
 22 Committee of Equity Security Holders of USA Capital Diversified Trust Fund, LLC by and through its  
 23 counsel, Orrick Herrington & Sutcliffe, LLP and Beckley Singleton, Chtd.; (collectively, the  
 24 "Committees") and the Office of the United States Trustee, by and through August B. Landis, Esq. (the  
 25 "Trustee"); as follows:

26 WHEREAS, the United States Bankruptcy Court for the District of Nevada (the "Court") has  
 27 entered an Amended Order Establishing Case Management Procedures that provides that requests for relief  
 28 must be filed and served at least 25 days prior to a scheduled omnibus hearing date; and

WHEREAS, the Court has set an omnibus hearing for July 25, 2006 (the "July 25 Hearing") in the  
 above-captioned cases; and

WHEREAS, the Court has set July 7, 2006 as the deadline to file and serve requests for relief to be  
 heard on regular notice at the July 25 Hearing, which date is less than 25 days before the July 25 Hearing;  
 and

WHEREAS, a Debtors' Application For Administrative Order Establishing Procedures For Interim Compensation And Reimbursement Of Expenses Of Professionals (the "Application") was filed on June 9, 2006 and set for hearing on June 21, 2006, but was continued to July 25, 2006; and

WHEREAS, a status hearing on the Motion For Order Approving Continued Use Of Cash Through July 29, 2006 Pursuant To Second Revised Budget (Affects All Debtors) (the "Cash Motion") is scheduled for hearing on July 25, 2006 at 9:30 a.m.; and

WHEREAS on June 9, 2006, the Debtors filed a Motion For Emergency Interim And Permanent Orders Authorizing The Debtors To Obtain Post-Petition Financing (the "DIP Financing Motion"), which is scheduled to be heard on July 25, 2006 at 9:30 a.m.; and

WHEREAS, the Court has set July 19, 2006 as the deadline by which the Debtors must file their Budget for the Cash Motion; and

WHEREAS, the Parties believe that it is necessary to have additional time to respond to the above-referenced Application, Cash Motion, DIP Financing Motion, and any other request for relief to be heard at the July 25 Hearing filed no later than July 7, 2006, and to allow the Debtors to address, to the extent possible, the concerns of any of the Parties prior to having to file a responsive pleading.

NOW, THEREFORE, the Parties hereby stipulate and agree as follows:

1. The hearing on the Debtors' Application For Administrative Order Establishing Procedures For Interim Compensation And Reimbursement Of Expenses Of Professionals shall be continued to August 4, 2006 at 1:30 p.m. The deadline to file responsive pleadings to the Application shall be July 28, 2006. Courtesy copies of said pleadings shall be delivered to the Court no later than July 31, 2006 at 12:00 p.m. PDT. The deadline to file replies to the responses for all parties shall be August 3, 2006 at 12:00 p.m. PDT. Courtesy copies of said pleadings shall be delivered to the Court no later than August 3, 2006 at 12:00 p.m. PDT.

2. The deadline to file responsive pleadings to the Cash Motion, DIP Financing Motion, and any other request for relief to be heard at the July 25 Hearing and filed no later than July 7, 2006 is extended for all parties to July 21, 2006. Courtesy copies of said pleadings shall be delivered to the Court no later than the close of business on July 21, 2006.

3. The deadline to file replies to the responses for all parties shall remain July 24, 2006 at

1 12:00 p.m. PDT. Courtesy copies of said pleadings shall be delivered to the Court no later than July 24,  
 2 2006 at 12:00 p.m. PDT.

3 DATED this 3<sup>rd</sup> day of July, 2006.

4 RAY, QUINNEY & NEBEKER, P.C. and  
 5 SCHWARTZER & MCPHERSON LAW FIRM

6 By: Jeanette E. McPherson  
 7 Lenard E. Schwartz, Esq.  
 8 Jeanette E. McPherson, Esq.  
 9 Attorneys for the Debtors and Debtors in Possession

10 GORDON & SILVER, LTD.

11 By: \_\_\_\_\_  
 12 Gerald M. Gordon, Esq.  
 13 Gregory M. Garman, Esq.  
 14 Counsel for the Official Committee of Holders of  
 15 Executory Contract Rights of USA Commercial  
 16 Mortgage Company

17 STUTMAN TREISTER & GLATT, L.P. and  
 18 SHEA & CARLYON, LTD.

19 By: \_\_\_\_\_  
 20 Eve Karasik, Esq.  
 21 Christine Pajak, Esq.  
 22 Candace Carlyon, Esq.  
 23 Counsel for the Official Committee of Equity Security  
 24 Holders of USA Capital First Trust Deed Fund LLC

25 IT IS SO ORDERED.

26 PREPARED AND SUBMITTED by:  
 27 RAY, QUINNEY & NEBEKER, P.C. and  
 28 SCHWARTZER & MCPHERSON LAW FIRM

By: Jeanette E. McPherson  
 Lenard E. Schwartz, Esq.  
 Jeanette E. McPherson, Esq.  
 Attorneys for the Debtors and Debtors in Possession

OFFICE OF THE U.S. TRUSTEE

By: August B. Landis  
 August B. Landis, Esq.  
 Scott A. Farrow, Esq.

ORRICK, HERRINGTON & SUTCLIFFE LLP  
 and BECKLEY SINGLETON, CHTD.

By: \_\_\_\_\_  
 Marc A. Levinson, Esq.  
 Brett A. Axelrod, Esq.  
 Anne M. Loraditch, Esq.  
 Counsel for the Official Committee of Equity  
 Security Holders of USA Capital Diversified  
 Trust Deed Fund, LLC

LEWIS AND ROCA, LLP

By: \_\_\_\_\_  
 Susan M. Freeman, Esq.  
 Rob Charles, Esq.  
 Counsel for the Official Committee  
 of Unsecured Creditors of USA Commercial  
 Mortgage Company

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12:00 p.m. PDT. Courtesy copies of said pleadings shall be delivered to the Court no later than July 24, 2006 at 12:00 p.m. PDT.

DATED this \_\_\_\_ day of June, 2006.

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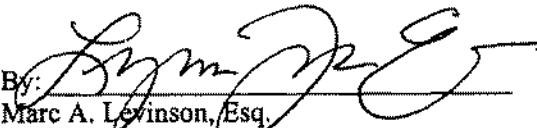
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1 12:00 p.m. PDT. Courtesy copies of said pleadings shall be delivered to the Court no later than July 24,  
2 2006 at 12:00 p.m. PDT.

3 DATED this 29th day of June, 2006.

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